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Attorneys for Defendants CITY AND COUNTY
OF SAN FRANCISCO AND HEATHER FONG
(IN HER OFFICIAL CAPACITY)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

TELITHA BALL, DESSIA
PATTERSON, a minor, TELITHA
PATTERSON, a minor, by and through
their Guardian ad litem, TELITHA BALL.

Plaintiffs,

VS.

CITY AND COUNTY OF SAN FRANCISCO, EARNEST FERRANDO, EDWARD YU, MICHAEL BROWNE, JAMERSON PON, JOHN GREENWOOD, DOUGLASS FARMER, WENDELL JONES, SEAN GRIFFIN, REESE BURROWS, MICHAEL NELSON, JOHN SYME, DAVID DO, KEVIN MURRAY, MATTHEW MASON, KEVIN CHIN, HEATHER FONG, and DOES 1 to 30,

Defendants.

CASE NO. C 08-02831 EMC

**DECLINATION TO PROCEED BEFORE
A MAGISTRATE JUDGE AND REQUEST
FOR REASSIGNMENT TO A UNITED
STATES DISTRICT JUDGE**

Removal Date: June 6, 2006
Trial Date: Not Set

11

III

1 REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

2 The undersigned parties hereby decline to consent to the assignment of this case to a United
3 States Magistrate Judge for trial and disposition and hereby request the reassignment of this case to a
4 United States District Judge.

5 Dated: June 10, 2008

6 DENNIS J. HERRERA
7 City Attorney
8 JOANNE HOEPER
9 Chief Trial Attorney
KIMBERLY A. BLISS
Deputy City Attorney

10 By: /s/ Kimberly A. Bliss
11 KIMBERLY A. BLISS

12 Attorneys for Defendants
13 CITY AND COUNTY OF SAN FRANCISCO
14 AND HEATHER FONG (IN HER OFFICIAL
CAPACITY)

PROOF OF SERVICE

I, DOROTHY SILVER, declare as follows:

I am a citizen of the United States, over the age of eighteen years and not a party to the within entitled action. I am employed at the City Attorney's Office of San Francisco, Fox Plaza Building, 1390 Market Street, Sixth Floor, San Francisco, CA 94102.

On June 10, 2008, I served the attached:

DECLINATION TO PROCEED BEFORE A MAGISTRATE JUDGE AND REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

on the interested parties in said action, by placing a true copy thereof in sealed envelope(s) addressed as follows:

**Gregory M. Haynes
2443 Fillmore, #194
San Francisco, Ca 94115**

**Ph: (415) 546-0777
Fax: (650) 755-1563
Attorney for Plaintiffs: Telitha Ball, Dessa
Patterson, Telitha Petterson**

and served the named document in the manner indicated below:

- BY MAIL:** I caused true and correct copies of the above documents, by following ordinary business practices, to be placed and sealed in envelope(s) addressed to the addressee(s), at the City Attorney's Office of San Francisco, Fox Plaza Building, 1390 Market Street, City and County of San Francisco, California, 94102, for collection and mailing with the United States Postal Service, and in the ordinary course of business, correspondence placed for collection on a particular day is deposited with the United States Postal Service that same day.
- BY PERSONAL SERVICE:** I caused true and correct copies of the above documents to be placed and sealed in envelope(s) addressed to the addressee(s) and I caused such envelope(s) to be delivered by hand on the office(s) of the addressee(s).
- BY EXPRESS SERVICES OVERNITE:** I caused true and correct copies of the above documents to be placed and sealed in envelope(s) addressed to the addressee(s) and I caused such envelope(s) to be delivered to EXPRESS SERVICES OVERNITE for overnight courier service to the office(s) of the addressee(s).
- BY FACSIMILE:** I caused a copy(ies) of such document(s) to be transmitted via facsimile machine. The fax number of the machine from which the document was transmitted was Fax #'.
I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed June 10, 2008, at San Francisco, California.

//s//

DOROTHY SILVER